

Message Text

UNCLASSIFIED

PAGE 01 STATE 060742

72

ORIGIN XMB-07

INFO OCT-01 ARA-11 ADP-00 AID-20 CIAE-00 COME-00 EB-11

FRB-02 INR-10 NSAE-00 RSC-01 TRSE-00 OPIC-12 CIEP-02

LAB-06 SIL-01 OMB-01 L-03 /088 R

66640

DRAFTED BY: FRED H MASSEY, JR.

APPROVED BY: EB/ OCA/ REP: RCJORGENSEN

EB/ IFD/ ODF- TCSCHAFFER

----- 089442

R 030053 Z APR 73

FM SECSTATE WASHDC

TO AMEMBASSY QUITO

UNCLAS STATE 060742

E. O. 11652: N/ A

TAGS: EIND, US, EC

RE: FIDEICOMISO CONTRACTS

EXIMBANK HAS BEEN ASKED TO ACCEPT FIDEICOMISO CONTRACTS
IN LIEU OF MINISTRY OF FINANCE GUARANTEES FOR PUBLIC BUYERS
IN ECUADOR. WE HAVE SEEN A PAPER ENTITLED " FIDEICOMISO AS AN
INSTRUMENT FOR INSURING REPAYMENT OF EXPORT LOANS" APPARENTLY
PREPARED BY AMEMBASSY, QUITO PERSONNEL.

IN ORDER TO ACCEPT SUCH CONTRACTS, WE NEED AN ECUADORIAN
LEGAL OPINION CONFIRMING THE LEGAL VALIDITY AND ENFORCEABILITY
OF SUCH CONTRACTS. THE " LEGAL BASIS OF THE FIDEICOMISO" PORTION
OF THE ABOVE- REFERENCED PAPER IS QUITE UNSPECIFIC ON THIS POINT.
PLEASE SEND ALL AVAILABLE INFORMATION AND LEGAL OPINIONS ON
FIDEICOMISO. MASSEY, EXIMBANK. RUSH

UNCLASSIFIED

*** Current Handling Restrictions *** n/a

*** Current Classification *** UNCLASSIFIED

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts:
Control Number: n/a
Copy: SINGLE
Draft Date: 03 APR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE060742
Document Source: CORE
Document Unique ID: 00
Drafter: FRED H MASSEY, JR.
Enclosure: n/a
Executive Order: n/a
Errors: n/a
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Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1973/newtext/t19730432/aaaahndv.tel
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Previous Handling Restrictions: n/a
Reference: n/a
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Review Authority: kellerpr
Review Comment: n/a
Review Content Flags:
Review Date: 26 NOV 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <26-Nov-2001 by averetam>; APPROVED <28 FEB 2002 by kellerpr>
Review Markings:

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US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
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Review Release Event: n/a
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Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> gwr 971120; gwr 971120
Subject: FIDEICOMISO CONTRACTS
TAGS: EIND, EC, RE, US
To: QUITO
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005